



Entered on Docket
March 07, 2008

A handwritten signature in black ink, appearing to read "R. B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA Commercial Mortgage Company,
USA Capital Realty Advisors, LLC,
USA Capital Diversified Trust Deed Fund, LLC,
USA Capital First Trust Deed Fund, LLC,¹
USA Securities, LLC,²

Debtors.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR¹
Case No. BK-S-06-10729-LBR²

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

**ORDER SUSTAINING
SEVENTEENTH OMNIBUS
OBJECTION OF THE USACM
LIQUIDATING TRUST TO CLAIMS
FOR LACK OF DOCUMENTATION**

Date: February 21, 2008
Time: 9:30 a.m.

¹ This bankruptcy case was closed on October 12, 2007.

² This bankruptcy case was closed on December 26, 2007.

1 • The USACM Liquidating Trust (the “USACM Trust”) filed its Seventeenth
2 Omnibus Objection to Claims for Lack of Documentation [DE 5589] (the “Objection”) on
3 January 7, 2008. Appropriate notice of the Objection was given. No oppositions to the
4 Objection were received by USACM Trust counsel or filed with this Court. The Objection
5 came before the Court for hearing on February 21, 2008 at 9:30 a.m. Good cause
6 appearing, it is

7 ORDERED:

- 8 • Sustaining the USACM Trust’s Seventeenth Omnibus Objection to Claims
9 for Lack of Documentation; and
10 • Disallowing the Proofs of Claim listed on the attached Exhibit A without
11 prejudice to any rights the claimants listed in Exhibit A may have as Direct Lenders in a
12 particular loan.

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14 PREPARED AND SUBMITTED:

15 **LEWIS AND ROCA LLP**

16 By: /s/ RC (#0006593)
17 Susan M. Freeman
18 Rob Charles
19 John Hinderaker
20 *Attorneys for USACM Liquidating Trust*

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1 CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

2 In accordance with Local Rule 9021, the undersigned certifies:

- 3 The Court waived the requirements of approval under LR 9021.
- 4 No parties appeared or filed written objections, and there is no trustee appointed
in the case.
- 5 No opposition was filed to the motion and no other party or counsel appeared at
6 the hearing.
- 7 I have delivered a copy of this proposed order to all attorneys and unrepresented
8 parties who have appeared at the hearing, and any trustee appointed in the case,
and each has approved or disapproved the order, or failed to respond, as
9 indicated below:

10 **LEWIS AND ROCA LLP**

11 By: /s/ RC (#0006593)

12 Susan M. Freeman

13 Rob Charles

14 John Hinderaker

15 *Attorneys for USACM Liquidating Trust*

<p style="text-align: center;">USACM Liquidating Trust</p> <p style="text-align: center;">ORDER SUSTAINING SEVENTEENTH OMNIBUS</p> <p style="text-align: center;">OBJECTION OF THE USACM LIQUIDATING TRUST TO</p> <p style="text-align: center;">PROOFS OF CLAIM FOR LACK OF DOCUMENTATION</p> <p style="text-align: center;">BK-S-06-10725-LBR</p>			
<u>Creditor Name</u>	<u>Claim No.</u>	<u>Date Filed.</u>	<u>Amount</u>
Douglas Carson Trust c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01320	11/10/06	Amount Not Stated
Laurie Carson c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01325	11/10/06	Amount Not Stated
Douglas Carson c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01326	11/10/06	Amount Not Stated
MacDonald Center for the Arts and Humanities c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01319	11/10/06	Amount Not Stated
Doyle Family Trust 9/23/99 c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01327	11/10/06	Amount Not Stated
92173 Trust (1) c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01328	11/10/06	Amount Not Stated
42145 Trust c/o Jeffrey L. Hartman, Esq. 510 West Plumb Lane Suite B Reno, Nevada 89509	10725-01329	11/10/06	Amount Not Stated

EXHIBIT A

USACM Liquidating Trust

**ORDER SUSTAINING SEVENTEENTH OMNIBUS
OBJECTION OF THE USACM LIQUIDATING TRUST TO
PROOFS OF CLAIM FOR LACK OF DOCUMENTATION
BK-S-06-10725-LBR**

<u>Creditor Name</u>	<u>Claim No.</u>	<u>Date Filed.</u>	<u>Amount</u>
Thomas Rehn 15405 West Robertson Drive Sun City, Arizona 85375-3036	10725-01337	11/13/06	136,645.00
Thomas Rehn 15405 West Robertson Drive Sun City, Arizona 85375-3036	10725-01338	11/13/06	136,645.00

EXHIBIT A